

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

UNITED STATES OF AMERICA )  
                                )  
                                )  
v.                             )                              No. 3:00-00091  
                                )                              JUDGE CAMPBELL  
KENNETH H. SMITH            )

ORDER

Pending before the Court is the United States' Motion To Stay Case Pending *En Banc* Ruling By The Sixth Circuit Court Of Appeals (Docket No. 80). Through the Motion, the Government requests that the Court stay ruling on the Defendant's request for modification of his sentence until an *en banc* decision is issued in United States v. Blewitt, \_\_\_ F.3d \_\_\_, 2013 WL 2121945 (6<sup>th</sup> Cir. May 17, 2013). The Motion is GRANTED.

The Government shall file a notice with the Court when the *en banc* decision is issued, and propose a new briefing schedule for this case.

It is so ORDERED.

Todd Campbell  
TODD J. CAMPBELL  
UNITED STATES DISTRICT JUDGE